



UNITED STATES PATENT AND TRADEMARK OFFICE

#13
COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
P.O. BOX 1450
ALEXANDRIA, VA 22313-1450
www.uspto.gov

NOV 26 2003

Henry E. Bartony, Jr., Esq.
Bartony & Hare, LLP
Law & Finance Building
Suite 1801
429 Forth Avenue
Pittsburgh, Pennsylvania 15219

In re Application of
Dennis P. Curran et al
Serial No.: 09/602,105
Filed: June 22, 2000
Attorney Docket No.: 00-012

Decision on Petition

This is in response to applicants' "Petition to Withdraw Erroneous Notice of Abandonment or in the Alternative Petition for Revival of an Application for Patent Abandoned Unintentionally under 37 CFR 1.137(b)" filed September 9, 2003.

On February 25, 2003, a Notice of Allowance was mailed to applicant. On July 9, 2003, a Notice of Abandonment was mailed for failure to timely pay the issue fee. On September 9, 2003, the present petition was filed. Applicants assert that a Request for Continued Examination (RCE) was timely filed on May 27, 2003. The petition was accompanied with copies of RCE, PTO/SB/08A & B, and Copies of listed references, Receipt Acknowledgement Postcard.

Applicant's statement and file history have been carefully reviewed. The evidence filed show that the Request for Continued Examination was timely filed. Accordingly, the petition is Granted.

The application has been returned to pending status and the RCA will be processed after mailing of this letter.

Should there be any questions with respect to this decision, please contact Cecilia sang, by mail addressed to: Director, Technology Center 1600, Alexandria, VA 22313-1450, or by telephone at (703) 308-0254 or by facsimile transmission at (703) 305-7230.

Bruce Kisliuk
Bruce Kisliuk
Director, Technology Center 1600